

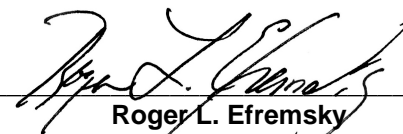


DEVIN DERHAM-BURK #104353  
CHAPTER 13 STANDING TRUSTEE  
P O Box 50013  
San Jose, CA 95150-0013

Telephone: (408) 354-4413  
Facsimile: (408) 354-5513

Trustee for Debtor(s)

The following constitutes  
the order of the court. Signed January 22, 2009

  
Roger L. Efremsky  
U.S. Bankruptcy Judge

UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

In Re:	)	Chapter 13
	)	
BRUCE RANDALL ELLIOTT	)	Case Number 08-54672 RLE
	)	
SUSAN BLACKHURST ELLIOTT	)	ORDER CONFIRMING PLAN
	)	
Debtor(s)	)	
	)	

The debtor(s) filed a Plan under Chapter 13 of the Bankruptcy Code on Sat Aug 23, 2008, a copy of which was served on creditors (and, if applicable, an Amended Plan on Nov 21, 2008). After hearing on notice on Jan 15, 2009, the Court finds that:

1. The Plan complies with 11 U.S.C. §1325(a), and other applicable bankruptcy laws, rules and procedures including 11 U.S.C §1325(b)(1)(A) or (B) if the Trustee or an unsecured creditor timely objected to a plan.

THEREFORE IT IS ORDERED THAT:

1. The debtor(s) Plan (or Amended Plan, if applicable) filed on Nov 21, 2008 is confirmed.

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1 2. The future income of the debtor(s) shall be submitted to the  
2 supervision and control of Devin Derham-Burk, Trustee herein,  
3 as is necessary for the execution of the Plan.

4 3. Any creditor whose claim is entirely disallowed by final non-  
5 appealable order, and any creditor listed in the debtor(s)'  
6 original Schedules that has not filed a proof of claim by the  
7 claims bar date need not be served with notice of any  
8 subsequent action in this case by the debtor(s) or the Trustee  
9 unless such creditor files a request for special notice with  
10 the Court and serves such request on the Trustee and debtor(s)  
11 attorney. Notwithstanding the above, if the proposed action  
12 would adversely impact a creditor, that creditor must be served  
13 notice.

14 4. Until the Plan is completed, dismissed or converted to a case  
15 under a different chapter of the Bankruptcy Code, the debtor(s)  
16 shall, pursuant to the terms of the Plan, pay to the Trustee  
17 the sum of: \$500.00

18  
19 no later than the last day of each month, at P O Box 50013,  
20 San Jose, California 95150-0013.

21 5. If the debtor(s) fail to timely tender a payment as set forth  
22 above, the Plan shall be considered in default. Upon written  
23 notice of default by the Trustee, the debtor(s) shall, within  
24 twenty (20) days of said notice, either: 1) cure the default;  
25 or 2) meet and confer with the Trustee AND enter into an  
26 agreement resolving the default in a manner acceptable to the  
27 Trustee; or 3) file and serve an Application to Modify Plan  
28

1 which shall propose terms under which the Plan is not in default  
2 and which shall provide for Plan completion within sixty (60)  
3 months after the time that the first payment under the original  
4 plan was due.

5 6. Except as otherwise provided in the Plan or in the Order  
6 Confirming Plan, the Trustee shall make payments to creditors  
7 under the plan.

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14 \*\*\* END OF ORDER \*\*\*

15 Approved as form and content.

16 Dated: Jan 21, 2009

/S/ Devin Derham-Burk

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Chapter 13 Trustee  
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COURT SERVICE LIST

Case Name: BRUCE RANDALL ELLIOTT  
SUSAN BLACKHURST ELLIOTT

Case No.: 08-5-4672 RLE

BRUCE RANDALL ELLIOTT  
SUSAN BLACKHURST ELLIOTT  
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